

MELINDA HAAG (CSBN 132612)  
 United States Attorney  
 JOANN M. SWANSON (CSBN 88143)  
 Chief, Civil Division  
 CHARLES M. O'CONNOR (CSBN 56320)  
 Assistant United States Attorney

U.S. Attorney's Office/Civil Division  
 450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102-3495  
 Telephone: (415) 436-7180  
 Facsimile: (415) 436-6748  
 Email: [charles.oconnor@usdoj.gov](mailto:charles.oconnor@usdoj.gov)

Attorneys for Federal Defendant  
 U.S. Department of Housing and Urban Development

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

CONTRA COSTA COUNTY )  
 REDEVELOPMENT AGENCY, a public )  
 body, corporate and politic, )  
 Plaintiff, )  
 v. )  
 HOUSING AUTHORITY OF CONTRA )  
 COSTA COUNTY, a political subdivision )  
 of the State of California; UNITED )  
 STATES DEPARTMENT OF HOUSING )  
 AND URBAN DEVELOPMENT; and )  
 DOES ONE THROUGH TWENTY, and )  
 all other persons unknown claiming an )  
 interest in the property, )  
 Defendants. )

Case No. **11-3605 TEH**

STIPULATION TO CONTINUE  
 CASE MANAGEMENT CONFERENCE

ORDER AS MODIFIED

(Proposed)

Date: November 7, 2011  
 Time: 1:30 p.m.

Plaintiff, Contra Costa County Redevelopment Agency, filed the Complaint in the Superior Court of California, Contra Costa County, seeking to acquire real property by exercise of the power of eminent domain. The subject real property is owned by the Housing Authority of Contra Costa County ("Housing Authority") and was previously operated for the purpose of providing low-income public housing but is vacant at this time. The United States Department of Housing and Urban Development (hereafter "HUD") holds an interest in the subject property pursuant to a Declaration of Trust executed by the Housing Authority.

Stipulation and Order to Continue Case Management Conference  
*Contra Costa Co. Redevelop. Agency v. Housing Authority* C 11-3605

1 In order for the Housing Authority to dispose of the subject property and for the eminent  
2 domain matter to proceed without objection, the Housing Authority must apply to HUD and ask that  
3 HUD release its Declaration of Trust on the subject property. To comply with all applicable HUD  
4 regulations and policies, HUD's Special Application Center is currently reviewing the Housing  
5 Authority's request for HUD to release the Declaration of Trust. After that review is complete,  
6 HUD's Special Application Center will decide whether the Declaration of Trust can be released and  
7 disposal of the public housing units at issue in this case can be completed. This process, currently  
8 underway, will require several addition weeks and must be completed prior to HUD disclaiming its  
9 interest in the subject property. In the meantime, the parties' ask that the Court postpone the Case  
10 Management Conference for 75 days to allow completion of the process.

11 IT IS HEREBY STIPULATED and requested by the parties, through their respective  
12 undersigned counsel, that the case management conference now set for November 7, 2011 be  
13 continued for approximately 75 days to allow time for HUD to process the release of the Declaration  
14 of Trust, which would allow the Trust to disclaim its interest in the subject property. The parties  
15 believe it likely that completion of that process will eliminate the need for conducting a case  
16 management conference in this matter.

17 For all the forgoing reasons the parties respectively ask that the case management conference  
18 be continued approximately 75 days.

19 Respectfully submitted,

20 Dated: October 20, 2011

MELINDA L. HAAG  
United States Attorney

21  
22 /s/

23 CHARLES M. O'CONNOR  
24 Assistant United States Attorney

25 Attorneys for the United States

26 //

27 //

28 //

1  
2 Dated: October 20, 2011

SHARON L. ANDERSON  
Contra Costa County Counsel


3  
4 /s/  
STEPHEN M. SIPTROTH  
5 Deputy County Counsel

6 Attorneys for Plaintiff  
7

8  
9 **ORDER**

10 IT IS SO ORDERED. The case management conference in the above-captioned case is  
11 continued to January 30, 2012, at 1:30 PM. The parties shall file a joint case management  
12 conference statement on or before January 23, 2012.  
13

14 Dated: October 20, 2011

15   
UNITED STATES DISTRICT JUDGE  
16 Northern District of California  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28